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Secretary, FCC
1919 M. Street N.W.
Washington, D.C.
20554

93-174

RECEIVED
AUG 16 1993
FCC MAIL ROOM

Enclosed are comments on MM Docket No. 82-63, RM 93-174.

1 - Original (marked)
4 - Copies

Sincerely,

Davel Broadcast Group

Aug. 15, 1993

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2
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RECEIVED

AUG 16 1993

Before the
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C.

FCC MAIL ROOM

Amendment of Section 73.202 (b))	MM Docket No. 62-69
Table of Allotments)	RM 93-174
FM Broadcast Stations)	
(Versailles, Missouri)	
and Owensville, Missouri))	

To: Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

Comments of William O'Dell

William O'Dell (Petitioner) and President of Davel
Broadcasting, pursuant to sections 1.415 and 1.420 (d) of
the Commissions Rules, hereby submits his comments in the
above captioned proceeding.

Under consideration in this proceeding is a proposal
initiated by Twin Lakes Communications, Inc. (Twin Lakes),
seeking the allotment of 236C3 for 236A at Versailles,
Missouri and requesting the downgrade of channel 237C2 at
Owensville, Missouri for channel 237A, Occupied by KLZE,
Owensville, Missouri.

In support of its Petition for Rule Making Twin Lakes has
shown the Commission has cancelled the construction permit
of KLZE, Owensville, Missouri for C2 operation on channel
237C2 on October 22, 1992.

Petitioner will now show the Commission why this Request by Twin Lakes should be dismissed.

On August 3, 1993 the Petitioner has submitted to the Commission Petitions for Reconsideration of the cancelled C2 permit, Copys of the 302 the Commission Said were never timely filed, Certificates of Construction of the C2 site, a letter showing the change of address that was never used by the commission to address the Petitioner, and a copy of the 307 form requesting reinstatement of the cancelled C2 permit, with statement to again file the 302 immediately upon reinstatement of the C2 construction permit. (all enclosed)

These statements are accurate and true under to the best of my knowledge under penalty of perjury.

Sincerely,

Davel Broadcasting Group, Inc.

By: W. H. S. S.

President

Please address all correspondence to:
Davel Broadcasting Group
3418 Douglas Road
Florissant, Mo. 63034

FOR FCC USE ONLY

Mr. Glen Greisman
FM Branch
Federal Communications Commission
Washington, D.C.

Aug.03, 1993

Mr. Greisman:

As per our telephone conversation, I am submitting the following documents concerning KLZE, Owensville, Davel Broadcasting Group. These documents have been prepared in part by myself, submitted to William O'dell, President of Davel for approval, and sent to you in duplicate (2).

These documents, copied from the public file, are enclosed for your review.

"1" Application for license renewal.

"2" '92 Employment Report

"3" Proposed C2 Rulemaking for KLZE

"4" Petition for Reconsideration including the following documents:

Cover letter to FCC Secretary

Reconsideration petition, signed by William O'dell, President

"A" Copy from public file of the 302 form mailed to the Secretary of the FCC on Nov. 20, 1989. This includes the CP,302 form, certification of construction, letter of forfeit, and a document showing notification of address.

"5" Duplicate copy of the notification of address.

The Petition for Reconsideration has been signed by William O'dell, President of Davel.

BRYAN, CAVE, McPHEETERS & McROBERTS

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

29 QUEEN ANNE'S GATE
LONDON SW1H 9BU
(44) (1) 222-0511

POST OFFICE BOX 20883
RIYADH 11465 SAUDI ARABIA
(966) (1) 465-1371

POST OFFICE BOX 6750
DEIRA, DUBAI, U.A.E.
(971) (4) 283194

1015 FIFTEENTH STREET, N.W.
WASHINGTON, D.C. 20005-2689

(202) 289-6100

TELECOPIER: (202) 789-5454

October 30, 1989

500 NORTH BROADWAY
ST. LOUIS, MISSOURI 63102-2186
(314) 231-8600

333 SOUTH GRAND AVENUE
LOS ANGELES, CALIFORNIA 90071-3171
(213) 628-8000

350 PARK AVENUE
NEW YORK, NEW YORK 10022-6022
(212) 688-1199

2800 NORTH CENTRAL AVENUE
PHOENIX, ARIZONA 85004-1019
(602) 230-7000

1100 MAIN STREET
KANSAS CITY, MISSOURI 64105-2112
(816) 842-7444

EDWARD S. O'NEILL
DIRECT DIAL NUMBER
(202) 789-5427

FEDERAL EXPRESS

Mr. Mike Robinson
Radio Station KLZE
309-B North First Street
Owensville, MO 65066

Dear Mike:

The enclosed application and related materials were filed with the FCC today in furtherance of securing renewal of the KLZE license. A copy of all of this should promptly be placed in the KLZE Public Inspection file.

Also enclosed is the full text and related instructions for performing the broadcast public notice of the renewal filing. In the circumstances, it is quite important that these announcements be properly and timely accomplished.

Thanks for your help on this application. Do call if you have a question on any aspect.

Very truly yours,

Edward S. O'Neill

Enclosures
cc (w/o enclosures):
Mr. William O'Dell

BRYAN, CAVE, McPHEETERS & McROBERTS

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

29 QUEEN ANNES GATE
LONDON SW1H 9BU
(44) (1) 222-0511

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(602) 230-7000

1100 MAIN STREET
KANSAS CITY, MISSOURI 64105 2112
(816) 842 7444

October 30, 1989

EDWARD S. O'NEILL

DIRECT DIAL NUMBER

(202) 789-5427

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

Re: License Renewal Application
Station KLZE(FM)
[Formally KZBR]
Owensville, MO

Dear Ms. Searcy:

This office now represents Davel Broadcast Group, Inc. ("Davel"); the licensee of Station KLZE(FM), Owensville, MO. In that capacity we hereby transmit in duplicate Davel's application (FCC Form 303-S) for the renewal of the license for Station KLZE. Appended thereto is the licensee's Broadcast Equal Employment Opportunity Report (FCC Form 396) and the requisite certification of RF radiation compliance.

Also submitted herewith is this firm's check in the amount of \$30 in payment of the requisite filing fee.

The license for Station KLZE expires as of February 1, 1990, and the instant application for renewal thereof was therefore due to be filed no later than October 1, 1989. The late filing of such application is due exclusively to inadvertence related in turn to a breakdown in communications among the licensee's principals and their then-communications counselor. The particular circumstances attending the late filing are more fully described at Exhibit No. 1 to the license renewal application as such.

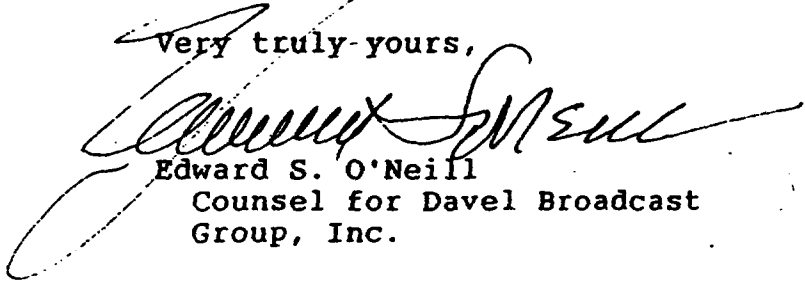
The Commission is advised that Station KLZE will fully comply with the post-filing local notice requirements of the relevant Commission Rules.

Ms. Donna R. Search
October 30, 1989
Page 2

Davel regrets the inadvertence in question and the Commission is assured that the licensee will hereafter strictly comply with all Commission requirements relating to the operation of Station KLZE.

Should any further information be required in this respect, please advise the undersigned.

Very truly yours,



Edward S. O'Neill
Counsel for Davel Broadcast
Group, Inc.

Enclosures

cc (w/enclosures):

Ms. Barbara Kreisman (FCC)

bcc (w/enclosures):

Mr. Mike Robinson [Public Inspection File]

Mr. Jeff Price

bcc (w/o enclosures):

Mr. William O'Dell

APPLICATION FOR RENEWAL OF LICENSE FOR
COMMERCIAL AND NONCOMMERCIAL AM, FM OR TV BROADCAST STATION

Approved by OMB
3060-0110
Expires 5/31/81

For <u>Commission</u> Fee Use Only	FEE NO:	For <u>Applicant</u> Fee Use Only Is a fee submitted with this application? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, indicate reason therefor (check one box): <input type="checkbox"/> Nonfeasible application Fee Exempt (See 47 C.F.R. Section 1.1112) <input type="checkbox"/> Noncommercial educational licensee <input type="checkbox"/> Governmental entity
	FEE TYPE:	
	FEE AMT:	
	ID SEQ:	
For <u>Commission</u> Use Only: File No.		

1. Name of Applicant Davel Broadcast Group, Inc.			4. Have the following reports been filed with the Commission:		
Mailing Address 309 B North First Street			(a) The Broadcast Station Annual Employment Reports (FCC Form 395-B) as required by 47 C.F.R. Section 73.3612? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
City Owensville			If No, attach as Exhibit No. <u>1</u> an explanation.		
State MO			(b) The applicant's Ownership Report (FCC Form 323 or 323-E) as required by 47 C.F.R. Section 73.3615? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
ZIP Code 65066			If No, give the following information: Date last ownership report was filed _____ Call letters of station for which it was filed _____		
2. This application is for: <input type="checkbox"/> AM <input checked="" type="checkbox"/> FM <input type="checkbox"/> TV					
(a) Call Letters: KLZE (Formerly KZBR)		(b) Principal Community: City Owensville State MO			
3. Attach as Exhibit No. <u>---</u> an identification of any FM booster or TV booster station for which renewal of license is also requested.					

5. Is the applicant in compliance with the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? ☒ Yes ☐ No

If No, attach as Exhibit No. --- an explanation.

6. Since the filing of the applicant's last renewal application for this station or other major application, has an adverse finding been made or final action been taken by any court or administrative body with respect to the applicant or parties to the application in a civil or criminal proceeding, brought under the provisions of any law relating to the following: any felony; broadcast related antitrust or unfair competition; criminal fraud or fraud before another governmental unit; or discrimination? ☐ Yes ☒ No

If Yes, attach as Exhibit No. --- a full description of the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers) and the disposition of the litigation.

7. Would a Commission grant of this application come within 47 C.F.R. Section 1.1307, such that it may have a significant environmental impact? ☐ Yes ☒ No

If Yes, attach as Exhibit No. --- an Environmental Assessment required by 47 C.F.R. Section 1.1311.

If No, explain briefly why not. (See attached certification)

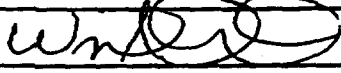
8. Has the applicant placed in its station's public inspection file at the appropriate times the documentation required by 47 C.F.R. Sections 73.3526 or 73.3527? ☒ Yes ☐ No

If No, attach as Exhibit No. --- a complete statement of explanation.

The APPLICANT hereby waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations and that all the exhibits are a material part hereof and are incorporated herein as set out in full in the application.

CERTIFICATION: I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

Name Davel Broadcast Group, Inc.	Signature 
Title Vice President	Date 10/26/89

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT. U.S. CODE, TITLE 18, SECTION 1001.

In Re: Station KLZE(FM)
 Owensville, MO
 (Renewal of License)

The applicant certifies that the authorized facilities and operations of Station KLZE, Owensville, MO do not expose workers or the general public to unsafe RF radiation levels and that the station is in compliance with applicable RF radiation standards.

Exhibit No. 1
Para 4(a)
FCC Form 303-S
Station KLZE(FM)
Owensville, MO

For the reasons shown below, Davel Broadcast Group, Inc., the licensee of Station KLZE is unable now to certify that the requisite Annual Employment Report (FCC Form 395-B) for that station was in fact filed with the Commission during its tenure as the licensee. As Commission records will reflect, Davel assumed control of Station KLZE in October, 1988, incident to the assignment of the KLZE license from Owensville Communications Co. The station had first gone on the air in 1987. The first Form 395 report required of Davel was to have been filed on May 31, 1989. At that time, one Mr. Paul Brewer was the on-site manager of the station's operations and affairs. Mr. Brewer subsequently left the station and was replaced in April, 1989, by Mr. Mike Robinson. From the inception of its assumption of control of Station KLZE until quite recently, Davel had relied in part upon a consultant organization for advice with respect to FCC filing requirements, timing, etc. Incident thereto, Davel had assumed that relevant filing requirements had and would be satisfied.^{1/} In this respect, the Commission is advised that Davel has, with an exception not relevant here, now terminated the mentioned consultancy agreement and has retained the Washington legal counsel submitting this application to assist it in assuring that all relevant reporting and other requirements are strictly satisfied in the future.

As to the employment data which would have been reportable in the 1989 annual report for KLZE, there is appended hereto a table reflecting relevant data as of May 31, 1989 in a form consistent with Sections V-A and V-B of FCC Form 395-B. The licensee will assure the timely filing of the next required Annual Employment Report.

^{1/} Neither of the existing principals of Davel, both resident in Columbus, Georgia, had had any prior experience in the ownership, operation or regulatory compliance related to broadcast stations.

APPENDIX

Station KLZE(FM)
Owensville, MO
(License Renewal Application)

FORM 395-B FULL-TIME EMPLOYMENT DATA
AS AT MAY 31, 1989; STATION KLZE
OWENSVILLE, MO

	<u>TOTAL</u>	<u>WHITE MALE</u>	<u>WHITE FEMALE</u>
Officials & Managers	3	3	
Professionals			
Technicians	1	1	
Sales Workers	2		2
Office & Clerical	1		1
Operatives (Semi-Skilled)	2	2	
	<u>9</u>	<u>6</u>	<u>3</u>

BROADCAST EQUAL EMPLOYMENT OPPORTUNITY PROGRAM REPORT

(To be filed with broadcast license renewal application)

(For FCC Use Only)

Code No.

Call Letters KLZE

Name of Licensee Davel Broadcast Group, Inc.

City and State which station
is licensed to serve Owensville, MO

TYPE OF BROADCAST STATION (Check one)

Commercial Broadcast Station

☐ AM

☒ FM

☐ Combined AM & FM
in same area

☐ TV

☐ Low Power TV

☐ International

Noncommercial Broadcast Station

☐ Educational Radio

☐ Educational TV

SEND NOTICES AND COMMUNICATIONS TO THE FOLLOWING NAMED PERSON AT THE ADDRESS INDICATED BELOW:

Name Mike Robinson		Street Address 309 B North First Street	
City Owensville	State MO	ZIP Code 65066	Telephone No. (314) 437-4175

FILING INSTRUCTIONS

Broadcast station licensees are required to afford equal opportunity to all qualified persons and to refrain from discriminating in employment and related benefits on the basis of race, color, national origin, and sex. See Section 73.2080 of the Commission's Rules. Pursuant to these requirements, a license renewal applicant who employs five or more full-time station employees must file a report of its activities to ensure equal employment opportunity for women and minority groups (that is, Blacks not of Hispanic origin, Asians or Pacific Islanders, American Indians or Alaskan Natives, and Hispanics). If minority group representation in the available labor force is less than five percent (in the aggregate), equal employment opportunity (EEO) program information for minority group members need not be filed. However, EEO program information must be filed for women since they comprise a significant percentage of virtually all area labor forces. If an applicant employs fewer than five full-time employees, no equal employment opportunity activity information need be filed.

A copy of this report must be kept in the station's public file. These actions are required to obtain license renewal. Failure to meet these requirements may result in license renewal being delayed or denied. These requirements are contained in Section 73.2080 of the FCC Rules (47 CFR 73.2080), and are authorized by the Communications Act of 1934, as amended.

☐ If your station employs fewer than five full-time employees, check the box at left, complete the certification below, return the form to the FCC, and place a copy in your station's public file. You do not have to complete the rest of the form.

If your station employs five or more full-time employees, you must complete all of this form and follow all instructions.

☒ If minority group representation in the available labor force is less than 5 percent (in the aggregate) and you choose not to file EEO program information for minority groups, check the box at left and complete the rest of this form with only the information for your program directed towards women.

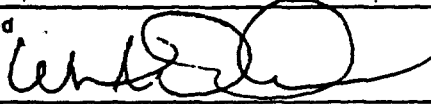
CERTIFICATION

This report must be certified, as follows:

- A. By licensee, if an individual;
- B. By a partner, if a partnership (general partner, if a limited partnership);
- C. By an officer, if a corporation or an association; or
- D. By an attorney of the licensee, in case of physical disability or absence from the United States of the licensee.

**WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.
U.S. CODE, TITLE 18, SECTION 1001.**

I certify to the best of my knowledge, information and belief, all statements contained in this report are true and correct.

Signed	
Title	Vice President
Date	10-26-89
Name of Respondent	William A. O'Dell
Telephone No. (include area code)	404 - 576-3400

FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the license renewal requested is consistent with the public interest. The staff, consisting variously of attorneys, accountants, engineers, and applications examiners, will use the information to determine whether the license renewal application should be granted, denied, dismissed or designated for hearing. If all the information requested is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested authority.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3) AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

- ☐ Recruit prospective employees from educational institutions, including area schools and colleges with minority and women enrollments. Educational institutions contacted for recruitment purposes during the past 12 months and the number of minority and/or women referrals are:

Educational Institution	Number of Referrals	
	Minority	Women
N/A		

- ☐ Contact a variety of minority and women's organizations to encourage the referral of qualified minority and women applicants whenever job vacancies occur. Examples of such organizations contacted during the past 12 months are:

Organization	Number of Referrals	
	Minority	Women
N/A		

- ☐ We encourage present employees to refer qualified minority and women candidates for job openings. The number of minority and/or women referrals are:

Minority Women

- ☒ Other (specify) and the number of minority and/or women referrals are:
Announcements of employment opportunities over the station and referrals from the Missouri Job Service.

Minority Women

IV. JOB HIRES

A broadcast station must consider applicants for job openings on a nondiscriminatory basis. Further, to assure that qualified minorities and women are given due consideration for available positions, it must make efforts to encourage them to apply for job openings.

During the twelve-month period prior to filing this application beginning (Month-Day-Year) 10-1-88 and ending (Month-Day-Year) 10-1-89 we hired:

Total hires 8 Minorities Women 5

During this period, for positions in the upper four job categories, we hired:

Total hires, upper 3 Minorities Women 1
four categories

V. PROMOTIONS

A broadcast station must promote individuals on a nondiscriminatory basis. Further, to assure that qualified minorities and women are given due consideration for promotional opportunities, it must make efforts to encourage them to qualify and apply for advancement.

During the twelve-month period prior to filing this application beginning (Month-Day-Year) 10-1-88 and ending (Month-Day-Year) 10-1-89 we promoted:

Total promotions 3 Minorities Women 1

During this period, in the upper four job categories, we promoted:

Total promotions, upper 1 Minorities Women 0
four categories

VI. AVAILABLE LABOR FORCE

A broadcast station must evaluate its employment profile and job turnover against the availability of minorities and women in the relevant labor market. The FCC will use labor force data for the MSA in which your station is located, or county data if the station is not located in an MSA, to evaluate your station's equal employment efforts. If you use these data in your evaluation, you need not submit them to the FCC.

GENERAL POLICY

A broadcast station must also encourage applications from qualified minorities and women for hiring and promotion to all types of jobs at the station.

1. RESPONSIBILITY FOR IMPLEMENTATION

NAME	Mike Robinson	TITLE	General Manager
------	---------------	-------	-----------------

11. POLICY DISSEMINATION

☒ Notices are posted informing applicants and employees that the station is an Equal Opportunity Employer and that they have the right to notify an appropriate local, State, or Federal agency if they believe they have been the victims of discrimination.

☐ Our station's employment application form contains a notice informing prospective employees that discrimination because of race, color, religion, national origin or sex is prohibited and that they may notify the appropriate local, State, or Federal agency if they believe they have been the victims of discrimination.

☐ We seek the cooperation of the unions represented at the station to help implement our EEO program and all union contracts contain a nondiscrimination clause.

☒ Other (specify) When airing help wanted announcements, we always include the statement that we are an equal opportunity employer.

411. RECRUITMENT

A broadcast station must make efforts to attract qualified minority and women applicants for all types of jobs at the station whenever vacancies occur.

Indicate each practice that your station follows and, where appropriate, list sources and numbers of referrals.

☐ When we place employment advertisements with media some of such advertisements are placed with media which have significant circulation or viewership, or are of particular interest to minorities and women in the recruitment area. Examples of media utilized during the past 12 months and the number of minority and/or women referrals are:

N/A

Number of Referrals					
		Minority		Women	

This section is optional.

As an alternative to MSA or county labor force data, you may use other data that more accurately reflect the percentages of women and minorities in the labor force available to your station. If such alternative data are used, that data must be submitted on the table below and an explanation attached as to why they are more appropriate.

Percentage in the Labor Force	Women	Blacks not of Hispanic Origin	Asian or Pacific Islanders	American Indians or Alaskan Natives	Hispanics
	50%				

The above information is for:

☐ M.S.A. ☐ City ☐ County
☒ Other (specify) (Estimate)

VII. COMPLAINTS

You must provide here a brief description of any complaint which has been filed before any body having competent jurisdiction under Federal, State, territorial or local law, alleging unlawful discrimination in the employment practices of the station including the persons involved, the date of filing, the court or agency, the file number (if any), and the disposition or current status of the matter. Examples of such jurisdiction may include the Equal Employment Opportunity Commission, state and local equal opportunity commissions, or other appropriate agencies.

None

VIII. OTHER INFORMATION

You may also describe other information that you believe would allow the FCC to evaluate more completely your efforts in providing equal opportunity in employment at your station. Submission of such information is optional. Among the additional information you may choose to provide are:

Any training programs the station has undertaken that are designed to enable minorities and women to compete in the broadcast employment market including, but not necessarily limited to, on-the-job training and assistance to students, schools or colleges.

On-the-job training through the Meramec Regional Planning Commission.

Any problems the station has experienced in assuring equal employment opportunity, or attracting qualified minority and women candidates for employment or promotion.

Any efforts the station has undertaken or will undertake to promote equal opportunity in its employment and to encourage applications from minorities and women.

Continue airing help wanted announcements when needed, working with local state job service office and Meramec Regional Planning Commission.

KLZE

Post-Renewal Filing Announcements
To Be Broadcast Over Station KLZE

TEXT

Station KLZE was granted a license by the Federal Communications Commission to serve the public interest as a public trustee until February 1, 1990 and our license will expire on that date. We have filed an application for license renewal with the FCC. A copy of the application is available for public inspection during our regular business hours. It contains information concerning the station's performance during the past license term.

Individuals who wish to advise the FCC of facts relating to our renewal application and to whether this station has operated in the public interest should file comments and petitions with the Commission by January 31, 1990. Further information concerning the Commission's broadcast license renewal process is available at [insert street address of KLZE public inspection file] or may be obtained from the FCC, Washington, D.C. 20554.

* * *

Broadcast Instructions

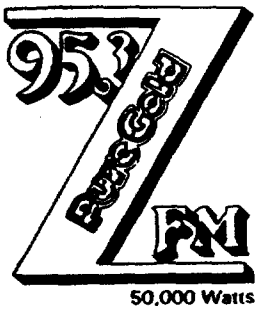
Broadcast the above announcement over KLZE once a day on November 1 and 16, December 1 and 16, and January 1 and 16.

Of the six total announcements, three must be broadcast between 6 P.M. and 11 P.M., one between 9 A.M. and 1 P.M., one between 1 P.M. and 5 P.M., and one between 5 P.M. and 7 P.M. The station may determine the sequencing thereof.

* * *

Certification

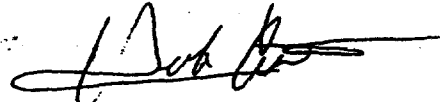
Within seven days of the last announcement, prepare and place in the station's public inspection file a signed certification showing the specific dates and times on which each of the six announcements was in fact broadcast.



1/17/90

The F.C.C. renewal filing announcement was aired on KLZE at the following times and dates:

NOVEMBER 1, 1989...6:09pm
NOVEMBER 16, 1989...10:10am
DECEMBER 1, 1989...7:28pm
DECEMBER 16, 1989...1:23pm
JANUARY 1, 1990...8:23pm
JANUARY 16, 1990...6:10pm


HERB CRIST
OPERATIONS MANAGER

LICENSE ANNOUNCEMENT

Jan /	Apr	Jul	Oct
Feb	May	Aug	Nov /
Mar	Jun	Sep	Dec /

KLZE

SERVICE ORDER

DATE _____ SALESPERSON _____

FIXED POSITION X R.O.S. _____

CLIENT POST-RENEWAL Filing ANNC. PRODUCT FCC License

ADDRESS / START DATE 11/1/89 END DATE 11/16/90

	Day of Month	Length of Announcements	# per day	Total #
SUNDAY				
MONDAY	11/1	:60 ²³ 8 PM x	1	
TUESDAY	11/16	:60 ⁰⁸ 6 PM ✓	1	
WEDNESDAY	11/1	:60 ⁰⁸ 6 PM	1	
THURSDAY	11/16	:60 ^{10:10} 10 AM ✓	1	
FRIDAY	12/1	:60 ⁰⁸ 7 PM	1	
SATURDAY	12/16	:60 ^{1:23} 4 PM ^{1:50 P} ✓	1	

TRAFFIC INSTRUCTIONS

SEE TIMES ABOVE

PRODUCTION INSTRUCTIONS

complete

ACCOUNTING INSTRUCTIONS

COOP INSTRUCTIONS

BROADCAST STATION
ANNUAL EMPLOYMENT REPORT 1992

Approved by OMB
3080-0390
Expires 9/30/93

(For FCC Use Only)

Code No.

SECTION I

A. Name of Licensee or Permittee DAVEL BROADCASTING	B. Address P.O. Box 550 Owensville, Mo. 65066
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SECTION II

A. TYPE OF RESPONDENT (check ONLY one)

COMMERCIAL BROADCAST STATION

NONCOMMERCIAL BROADCAST STATION

HEADQUARTERS

AM ☐ AM

TV ☐ TV

ER ☐ Educational AM or FM Radio

HQ ☐

FM ☒ FM

LP ☐ Low Power TV

ET ☐ Educational TV

AF ☐ Combined AM & FM
in same area (must file
a combined report)

IN ☐ International

B. List call letters and location(s) of included stations. AM station is to be listed first in a combined report. Provide former call letters for each station if changed since last 395-B report.

CURRENT CALL LETTERS	LOCATION(S)	FORMER CALL LETTERS
KLZE	OWENSVILLE, MO.	KZBR

SECTION III

A. PAY PERIOD COVERED BY THIS

B. CHECK APPLICABLE BOX

☒ Fewer than five full-time
statement and return to F

☐ Five or more full-time
statement and return to F

SECTION IV CERTIFICATION

This report must be certified, as
if a limited partnership); (c) By an
of physical disability or absence f

WILLFUL FALSE STATEMENTS M
TITLE 18, SECTION 1001), AND/
TITLE 47, SECTION 312(a)(1)), AN

I certify to the best of my knowledge, information and belief, all statements contained in this report are true and correct.

Signed

Randy Wachter

Title

ENGINEER

Print Name

RANDY WACHTER

Date

5/26

Telephone No.

314 921-2122

Before the
Federal Communications Commission
Washington, D.C. 20554

MM Docket No. 87-411

In the Matter of

Amendment of Section 73.202(b), RM-5864
Table of Allotments,
FM Broadcast Stations.
(Owensville, Missouri)

NOTICE OF PROPOSED RULE MAKING

Adopted: September 4, 1987; Released: October 9, 1987

By the Chief, Allocations Branch:

1. Before the Commission for consideration is a petition for rule making filed by Owensville Communications Company (petitioner), requesting the substitution of FM Channel 237C2 for 237A at Owensville, Missouri. Petitioner also requests the modification of its permit for Channel 237A, to specify operation on Channel 237C2.

2. In support of its proposal, petitioner states that its present Class A station's coverage is inferior to that of other stations in the area. Further, it states that to improve significantly its service to Owensville and the surrounding area, it is necessary to change to a higher class channel.

3. We believe petitioner's proposal warrants consideration. The channel can be allocated in compliance with the minimum distance separation requirements of the Commission's Rules at the present site for Channel 237A. In addition, we shall propose to modify the permit (BPH 850312MB) for Channel 237A to specify operation on Channel 237C2. In accordance with Section 1.420(g) of the Commission's Rules, we shall not accept the filing of other expressions of interest in this proposed channel for Owensville.

4. In order to provide a wide coverage area station for the Owensville, Missouri area, the Commission PROPOSES TO AMEND the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, as follows:

City	Present	Proposed
Owensville, Missouri	237A	237C2

5. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein. In particular, we note that a showing of continuing interest is required by paragraph 2 of the Appendix before a channel will be allotted.

6. Interested parties may file comments on or before November 30, 1987, and reply comments on or before December 15, 1987, and are advised to read the Appendix for the proper procedures. Additionally, a copy of such comments should be served on the petitioner, or its counsel or consultant, as follows:

Mark Jones
Owensville Communications Company
1028 Waterford Lane
Pensacola, Florida 32514

7. The Commission has determined that the relevant provisions of the Regulatory Flexibility Act of 1980 do not apply to rule making proceedings to amend the FM Table of Allotments, Section 73.202(b) of the Commission's Rules. *See Certification that Sections 603 and 604 of the Regulatory Flexibility Act Do Not Apply to Rule Making to Amend Sections 73.202(b), 73.504 and 73.606(b) of the Commission's Rules*, 46 FR 11549, February 9, 1981.

8. For further information concerning this proceeding, contact Kathleen Scheuerle, Mass Media Bureau, (202) 634-6530. However, members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. An *ex parte* contact is a message (spoken or written) concerning the merits of a pending rule making, other than comments officially filed at the Commission, or oral presentation required by the Commission. Any comment which has not been served on the petitioner constitutes an *ex parte* presentation and shall not be considered in the proceeding. Any reply comment which has not been served on the person(s) who filed the comment, to which the reply is directed, constitutes an *ex parte* presentation and shall not be considered in the proceeding.

FEDERAL COMMUNICATIONS COMMISSION

Mark N. Lipp
Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

APPENDIX

1. Pursuant to authority found in Sections 4(i), 5(c)(1), 303(g) and (r), and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b) and 0.283 of the Commission's Rules, IT IS PROPOSED TO AMEND the FM Table of Allotments, Section 73.202(b) of the Commission's Rules and Regulations, as set forth in the *Notice of Proposed Rule Making* to which this Appendix is attached.

2. *Showings Required.* Comments are invited on the proposal(s) discussed in the *Notice of Proposed Rule Making* to which this Appendix is attached. Proponent(s) will be expected to answer whatever questions are presented in initial comments. The proponent of a proposed allotment